



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: April 17, 2013

Sponsored by Council Members: Webb, Mihalko, Motsavage, Matzo, Rennia, Papastrat

Introduced by Committee: Planning & Community Development

ORDINANCE

entitled

AN ORDINANCE AUTHORIZING THE SALE
OF A PORTION OF 37 LOCKE DRIVE TO
ROSALBA GIAMMARINO FOR \$200

WHEREAS, the City of Binghamton is the owner of certain real property located at 37 Lock Drive, Binghamton, New York, Tax Parcel No. 161.53-2-32 (the "Premises"); and

WHEREAS, the City received an Offer to Purchase a portion of the Premises for \$200 from Rosalba Giammarino (the "Applicant"); and

WHEREAS, the Board of Estimate and Apportionment approved and recommended the transfer of the property on March 27, 2013; and

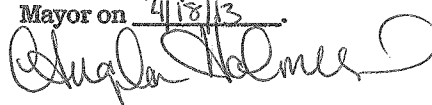
WHEREAS, the Assessor of the City of Binghamton has determined the sale price to be fair and equitable;

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Mayor of the City of Binghamton is hereby authorized to enter into a contract for sale and to execute all necessary and appropriate documentation, approved as to form and content of the Office of Corporation Counsel, to transfer a portion of 37 Lock Drive, Binghamton, New York, Tax Parcel No. 161.53-2-32 to Rosalba Giammarino for \$200; to be paid by cash, certified or local bank check.

Section 2. The transfer is subject to the following conditions: (1) Applicants must provide a survey acceptable to the City; (2) principal trees and vegetative cover shall be maintained as required by the City Engineer to sustain a positive impact on stormwater run-off; (3) selective removal of underbrush or minor trees may be allowed, subject to review and approval from the City Engineer, acting as the City's Floodplain Administrator; (4) except for an existing driveway, the site must stay "forever green," *i.e.*, cannot be developed for any type of occupancy; and (5) portions of the Premises previously described as 37 Locke Drive and Pierce Street shall remain as natural and wooded areas. This restriction and requirement may be enforced by the City in an action for specific performance or to revoke the transfer.

I hereby certify the above to be a true copy
of the legislation adopted by the Council
of the City of Binghamton at a meeting
held on 4/17/13. Approved by the
Mayor on 4/18/13.



Introductory No. 013-29
Permanent No. 013-28

Sponsored by City Council Members:
Webb, Mihalko, Motsavage, Matzo, Rennia, Papastrat

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A PORTION OF 37 LOCKE DRIVE TO ROSALBA
GIAMMARINO FOR \$200

The within Ordinance was adopted by the Council of
the City of Binghamton.

APRIL 17, 2013
Date
Gregory A. Holmes
City Clerk

APRIL 18, 2013
Date Presented to Mayor

APRIL 18, 2013
Date Approved
Matthew T. Ryan
Mayor

	Ayes	Nays	Abstain	Absent
Motsavage	✓			
Mihalko	✓			
Rennia	✓			
Webb	✓			
Papastrat	✓			
Matzo	✓			
Berg	✓			
Total	7	0	0	0

☐ Code of the City of Binghamton

☒ Adopted ☐ Defeated

7 Ayes 0 Nays 0 Abstain 0 Absent